

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814



April 1, 1992

ALL COUNTY LETTER No. 92-35

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: IMPLEMENTATION OF THE PROVISIONS OF FOOD STAMP
CLEAN-UP III, RDB #0791-31

The purpose of this letter is to provide County Welfare Departments (CWDs) with information and implementation instructions concerning the above referenced regulations package. These regulations have been filed with the Office of Administrative Law and are effective May 1, 1992.

The provisions contained in this package clarify and make technical changes to existing regulations. The following is a summary of the significant changes:

Manual Sections 63-102 d. (5), 63-501.3(k), and 63-502.2(1) (6)

These sections revise existing regulations to provide that disaster assistance received as the result of a major disaster shall be excluded from income and resource considerations. The definition of "major disaster" has been added to that of "disaster" to specify when these exclusions are applicable.

Manual Section 63-102 m. (5)

The definition of a migrant farmworker is revised to remove the current restriction requiring that the household travel from place to place to retain migrant farmworker status. Under this revision, the household retains this status even when it resides at its primary place of residence as long as at least one household member is employed in an agricultural production activity.

Manual Sections 63-300.2 and 63-300.322

These provisions repeal the requirement that all members in the Food Stamp household sign the CA-64 attesting to their citizenship/alien status. Instead, one adult household member or the household's authorized representative now can attest that all eligible household members are citizens or eligible alien residents. These revisions were implemented August 1, 1991 by All County Letter No. 91-65, dated July 15, 1991.

Manual Sections 63-402.142(c) and 63-402.15

Existing regulations do not provide guidance as to how the CWD should determine in which household a child belongs when the parents equally share joint physical custody. M.S. 63-402.15 has been amended to allow this determination to be made based upon the "majority of meals" concept or upon mutual agreement of the parents.

In addition, subsection (c) has been added to M.S. 63-402.142 to enable the parent who does not have the child in his/her household to participate in the Food Stamp Program as a separate household even though he/she has custody of the child 50 percent of the time.

Manual Section 63-404.621

As verification of application for a Social Security Number, households may now submit the hospital-issued Social Security Administration form SSA-2853-OP4.

Manual Sections 63-502.2(e) and 63-502.2(e)(5)

Work study income used for tuition and mandatory school fees is now subject to the same exclusions as other educational funds. In addition, if the source of the funding in whole, or in part, is Title IV of the Higher Education Act, these funds shall be excluded in the same manner as are any other funds from this source.

Manual Section 63-502.2(g)(1)(G)

This provision has been added to clarify that GAIN reimbursements are not to be considered either a gain or a benefit to the household and are, therefore, excluded from income consideration.

Manual Section 63-503.232(c)(3)


This section has been revised and a handbook example has been added to clarify that when a recipient receives two months' General Assistance/General Relief (GA/GR) payments in the same month, those payments shall be treated as income in the month of receipt if they are intended to cover the current and future months.

Manual Section 63-503.44

This program revision requires that the income and resources of household members excluded because of work requirements sanction be counted in their entirety when determining the eligibility and benefit level for the rest of the household.

If you have any questions concerning the information contained in this letter, please contact Michael Papin of the Food Stamp Program Bureau at (916) 654-1873 or CALNET 464-1873.

Sincerely,



ROBERT A. HOREL
Deputy Director

cc: CWDA